

1 [Counsel listed on signature page]

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

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Red Pine Point LLC,

Case No. 3:14-cv-03493-RS

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Plaintiff,

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v.

**STIPULATED REQUEST FOR ORDER
CHANGING TIME AND [PROPOSED]
ORDER CHANGING TIME**

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Apple Inc. and Magnolia Pictures LLC,

Defendants.

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Judge: Hon. Richard Seeborg

Courtroom 3

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Pursuant to Local Rules 6-1 and 6-2, and as supported by the Declaration of Stephen C. Jarvis filed herewith, Red Pine Point LLC (“Red Pine”), Apple Inc. (“Apple”), and Magnolia Pictures LLC (“Magnolia”), through their undersigned counsel, hereby stipulate and respectfully request that the Court extend the briefing schedule on Magnolia’s Motion for Summary Judgment by 30 days.

WHEREAS, under the current briefing schedule, Red Pine would file its Response to Magnolia’s Motion for Summary Judgment by February 3, 2015, Magnolia would file its Reply by February 10, 2015, and the Court would hold a hearing on the motion on March 12, 2015;

WHEREAS, Red Pine’s counsel avers that Red Pine has reached an agreement in principle that would finally resolve this action and the following six other actions pending before this Court:

- *Red Pine Point LLC v. Apple Inc. and The Weinstein Company*, Case No. 3:14-cv-03639-RS;
- *Red Pine Point LLC v. Yahoo! Inc. and The Weinstein Company LLC*, Case No. 5:14-cv-04762-RS;
- *Red Pine Point LLC v. DIRECTV, LLC*, Case No. 3:14-cv-04763-RS;
- *Red Pine Point LLC v. Sony Network Entertainment International, LLC and Magnolia Pictures, LLC*, Case No. 3:14-cv-04764-RS;
- *Red Pine Point LLC v. Google Inc. and Magnolia Pictures, LLC*, Case No. 3:14-cv-04765-RS; and
- *Red Pine Point LLC v. VUDU, Inc. and Magnolia Pictures LLC*, Case No. 3:14-cv-04767-RS.

(Red Pine expects that the agreement will be finalized within the next 30 days, at which point the parties would expect to dismiss with prejudice all claims and counterclaims in this action and the foregoing six actions);

NOW, THEREFORE, pursuant to Local Rule 6-2, the parties through their

1 respective attorneys stipulate to an adjusted schedule on the pending summary judgment
2 motion as follows, subject to the Court's authorization:

3 1. Red Pine shall file its Response to the Motion for Summary Judgment by
4 March 5, 2015;
5 2. Magnolia shall file its Reply to Red Pine's Response by March 12, 2015; and
6 3. The Court will hold a hearing on the Motion for Summary Judgment on April
7 13, 2015, or at such other time as the Court's calendar accommodates.

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12 **IT IS SO STIPULATED.**
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14 Dated: February 3, 2015

Respectfully Submitted,

15 /s/ Stephen C. Jarvis
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29 /s/ James R. Batchelder
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13 Counsel for Defendants
14 Apple Inc. and Magnolia Pictures LLC

15 **ATTESTATION FOR SIGNATURE**

16 Pursuant to Civil L.R. 5-1(i)(3) regarding signatures, I attest under penalty of perjury
17 that concurrence in the filing of this document has been obtained from the other signatories.

18 Date: February 3, 2015

19 /s/ Stephen C. Jarvis

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1 **[PROPOSED] ORDER**

2 Having considered the parties' Stipulated Request for an Order Changing Time, and
3 for good cause shown,

4 **PURSUANT TO STIPULATION, IT IS HEREBY ORDERED** that Red Pine shall
5 file its Response to Magnolia's Motion for Summary Judgment by March 5, 2015, Magnolia
6 shall file its Reply to Red Pine's Response by March 12, 2015, and the Court will hold a
7 hearing on the motion on ~~April 13, 2015 or at such other time as the Court sees fit.~~

8 April 23, 2015 at 1:30 p.m.

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11 DATED: February 3, 2015



Honorable Richard Seeborg
United States District Judge
Northern District of California